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10 Attorneys for Plaintiff

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13 UNITED STATES DISTRICT COURT
14 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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LORI ROBINSON, individually, and as
personal representative of the Estate of Andrew
Washington,

Case No. C 05 03793 SI
STIPULATION AND ORDER OF
DISMISSAL

Plaintiff,

vs.

CITY OF HAYWARD, a governmental entity;
CRAIG CALHOUN, in his capacity as Chief of
Police for the CITY OF HAYWARD; FRANK
SUNSERI, individually, and in his capacity as a
police officer for the CITY OF HAYWARD;
and DOES 1-25, inclusive, individually, and in
their capacity as police officers for the CITY
OF BERKELEY,

Defendants

PLAINTIFF HEREBY DISMISSES THIS ACTION without prejudice pursuant to
FRCP 41(a)(1). Defendants have not been served in this action. Plaintiff will re-file this action
in the Eastern District of California.

The Law Offices of John L. Burris

Dated: 1/19/2005

/s/
Ben Nisenbaum, Esq.
Attorney for Plaintiff

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3 **ORDER**

4 **IT IS HEREBY ORDERED** that this action is dismissed without prejudice.

5 **IT IS SO ORDERED.**

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7 Date: _____

